

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

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**6111 RIDGEWAY GROUP, LLC,**

**Plaintiff,**

**v.**

**PHILADELPHIA INDEMNITY  
INSURANCE COMPANY also doing  
business as PHILADELPHIA INSURANCE  
COMPANIES, and CUNNINGHAM  
LINDSEY U.S., INC.,**

**Defendants.**

**No. 2:15-cv-02561-STA-cgc**

**JURY DEMANDED**

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**DEFENDANT PHILADELPHIA INDEMNITY INSURANCE COMPANY'S  
PARTIAL MOTION TO DISMISS**

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Comes now the Defendant, Philadelphia Indemnity Insurance Company (hereinafter "Philadelphia Indemnity"), incorrectly styled as "also doing business as Philadelphia Insurance Companies", by and through the undersigned counsel, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and moves this Court for an Order dismissing Plaintiff's claims for bad faith and violations of the Tennessee Consumer Protection Act. In support of its Motion, Philadelphia Indemnity relies upon its Memorandum of Law filed contemporaneously herewith and the entire record in this cause.

Respectfully submitted,

RAINEY, KIZER, REVIERE & BELL, P.L.C.

By: s/ Bradford D. Box

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served upon counsel for each of the parties by mailing postage prepaid or by delivery to the person or office of such counsel, and by electronic means via the Court's electronic filing system, as follows:

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This, the 28<sup>th</sup> day of December, 2015.

s/ Bradford D. Box